

HOUSE JOURNAL.

THIRTY-NINTH LEGISLATURE, FIRST CALLED SESSION.

PROCEEDINGS.

FIRST DAY.

Hall of the House of Representatives,
Austin, Texas, September 13, 1926.

In obedience to the proclamation of Her Excellency, Miriam A. Ferguson, Governor of Texas, convening the Thirty-ninth Legislature to meet in Special Session at Austin, the seat of government, this the 13th day of September, 1926, the members of the House of Representatives assembled in Representative Hall, and at 12 o'clock m. the House was called to order by Hon. Lee Satterwhite, Speaker.

Speaker Satterwhite then directed the Clerk to call the roll.

The roll was called and the following members were present:

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| Acker. | Downs. |
| Albritton. | Dunlap. |
| Alexander | Dunn of Falls. |
| of Bastrop. | Dunn of Hopkins. |
| Alexander | Durham. |
| of Limestone. | Elliott. |
| Anderson. | Enderby. |
| Atkinson. | Farrar. |
| Avis. | Fields. |
| Baker. | Finlay. |
| Barker. | Florence. |
| Barron. | Fly. |
| Bateman. | Forbes. |
| Bean. | Foster. |
| Bird. | Frnka. |
| Bobbitt. | Graves. |
| Boggs. | Gray. |
| Bonham. | Hagaman. |
| Brown. | Hall of Harris. |
| Bryant. | Hall of Mitchell. |
| Cade. | Harman. |
| Carter. | Harper. |
| Conway. | Hefley. |
| Covey. | High. |
| Cox of Lamar. | Hornaday. |
| Cox of Navarro. | Hull. |
| Cummings. | Irwin. |
| Dale. | Jacks. |
| Daniels. | Johnson. |
| Davis of Dallas. | Jones. |
| Davis of Wood. | Jordan. |
| DeBerry. | Kayton. |
| Dielmann. | Kemble. |
| Dinkle. | Kenyon. |

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| King. | Runge. |
| Kinnear. | Sanford. |
| Kittrell. | Schleyer. |
| Laird. | Shearer. |
| Lane of Hamilton. | Sheats. |
| Lane of Harrison. | Simmons. |
| Lipscomb. | Simpson. |
| Loftin. | Sinks. |
| Low. | Smith of Nueces. |
| Mankin. | Smith of Travis. |
| Masterson. | Smyth. |
| Maxwell. | Sparks. |
| McBride. | Stell. |
| McDonald. | Stevenson. |
| McFarlane. | Storey. |
| McGill. | Stout. |
| McKean. | Street. |
| Merritt. | Strong. |
| Montgomery. | Taylor. |
| Moore. | Teer. |
| Morris. | Thompson. |
| Nicholson. | Tomme. |
| Parish. | Turner. |
| Pavlica. | Veatch. |
| Pearce. | Walker. |
| Perdue. | Wallace |
| Petsch. | of Freestone. |
| Poage. | Wallace of Panola. |
| Pool. | Webb. |
| Pope. | Wells. |
| Powell. | Westbrook. |
| Purl. | Wester. |
| Rawlins. | Williams. |
| Renfro. | Williamson. |
| Rice. | Woodall. |
| Rogers. | Woodruff. |
| Rowell. | Young. |
| Rowland. | |

Absent.

| | |
|------------|----------|
| Blount. | McNatt. |
| Coffey. | Stevens. |
| Coody. | Wade. |
| Justice. | Wilson. |
| McDougald. | |

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

On motion of Mr. Perdue, Mr. McBride was excused for today on account of illness.

On motion of Mr. Montgomery, Mr. Justice was excused for today on account of illness.

On motion of Mr. Hagaman, Mr. Blount was excused for today on account of important business.

PROCLAMATION BY THE GOVERNOR.

The Speaker laid before the House and had read the following proclamation by the Governor:

I, Miriam A. Ferguson, Governor of Texas, do hereby call the Legislature of Texas to be convened at the State Capitol in the city of Austin on the 13th day of September, 1926, for the following purposes:

1.

To pass necessary and proper legislation that will validate and legalize State, county, commissioners precinct and special road district bonds or securities whose validity has been brought in question by the decision of any State or Federal courts, or otherwise. And to cure any defects in the issuance of said bonds or securities, or to provide by proper legislation to make said bonds or securities binding and valid debts and obligations of the authority issuing the same.

2.

To make such investigation of any department of the State government that the Legislature may desire to make.

3.

To consider any other subject or matter which may be submitted to said Special Session by the Governor.

Done in the city of Austin this, the 26th day of July, 1926.

MIRIAM A. FERGUSON,
Governor of Texas.

(Seal)

Attest:

D. A. GREGG,
Acting Secretary of State.

The State of Texas,
Department of State.

I, Emma Grigsby Meharg, Secretary of State of the State of Texas, do hereby certify that the attached and foregoing instrument of writing is a true and correct copy of proclamation issued by the Governor of Texas, calling the Thirty-ninth Legislature in Special Session, September 13, 1926.

In testimony whereof, I have hereunto

signed my name officially and caused to be impressed hereon the seal of State at my office in the city of Austin, the 13th day of September, A. D. 1926.

EMMA GRIGSBY MEHARG,
(Seal) Secretary of State.

OATH OF OFFICE ADMINISTERED TO NEW MEMBERS.

The Speaker laid before the House and had read the following communication from the Secretary of State:

The State of Texas,
Department of State.

I, Emma Grigsby Meharg, Secretary of State of the State of Texas, by virtue of the authority vested in me under the laws of said State, do hereby certify that the following names represent a true and correct list of Representatives whose election has been certified to this Department in accordance with the law as having been duly elected at special elections held in the respective districts on the dates given below:

District No. 5—Ben J. Woodall of Harrison County. Date of special election, January 2, 1926.

District No. 7—S. B. (Bert) Wallace of Panola County. Date of special election, January 2, 1926.

District No. 56—H. A. Turner of Madisonville, Texas. Date of special election, January 2, 1926.

District No. 64—Sam Hefley of Milam County. Date of special election, September 4, 1926.

District No. 72—E. P. Hornaday of Cameron County. Date of special election, January 2, 1926.

District No. 80—Julius H. Schleyer of New Braunfels, Texas. Date of special election, September 4, 1926.

District No. 82, Place No. 1—W. T. Williams of Austin, Texas. Date of special election, September 4, 1926.

District No. 95—Leslie Elliott of Bell County. Date of special election, September 4, 1926.

District No. 97, Place No. 1—E. C. Street of Waco, Texas. Date of special election, September 4, 1926.

District No. 103—B. J. Forbes of Parker County. Date of special election, January 5, 1926.

District No. 117—J. E. Hall of Colorado, Texas. Date of special election, January 2, 1926.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the seal of State at my office in the city of Aus-

tin, this 13th day of September, A. D. 1926.

EMMA GRIGSBY MEHARG,
(Seal) Secretary of State.

Mr. Fields moved that Hon. W. M. Fly of Gonzales County, who succeeded Hon. B. B. Hoskins, Sr., District No. 67, be recognized by the House as a new member, his certificate of election not having yet been received.

The motion prevailed unanimously.

Mr. Boggs moved that Hon. A. B. Anderson, who succeeds Hon. J. C. Amsler, District No. 20, of Waller County, be recognized by the House as a new member, his certificate of election not having yet been received.

The motion prevailed unanimously.

The constitutional oath of office was then administered by the Speaker to the new members, whose names are given above.

The new members were then severally presented by the Speaker to the members of the House.

PROVIDING FOR EMPLOYES OF THE HOUSE.

Mr. Wallace of Freestone offered the following resolution:

Resolved, That the Speaker of the House shall appoint the following employes for the First Called Session of the Thirty-ninth Legislature, to serve for such compensation as is hereafter provided:

One private secretary to the Speaker, \$7.50 per day.

One stenographer for the Speaker, \$5.00 per day.

One porter for the Speaker, \$3.00 per day.

One page for the Speaker, \$2.50 per day.

One warrant clerk, \$5.00 per day.

One assistant to the Journal Clerk, \$7.50 per day.

One secretary to the Chief Clerk, \$5.00 per day.

One assistant to the Calendar Clerk, \$7.50 per day.

One assistant to the Sergeant-at-Arms, \$5.00 per day.

Thirty expert stenographers, \$5.00 per day each.

One assistant to the Sergeant-at-Arms in the gallery, \$5.00 per day.

Twenty-two pages, \$2.50 per day each.
Five committee clerks, \$5.00 per day each.

One mailing clerk for Journals, \$5.00 per day.

One clerk, who shall be manager of the stenographers, \$7.50 per day.

One page for Mr. Rice of Houston county, \$4.00 per day.

One page for Mr. DeBerry of Red River county, \$4.00 per day.

One clerk to the Sergeant-at-Arms, \$7.50 per day.

One page to the Sergeant-at-Arms, \$3.00 per day.

One night watchman, \$5.00 per day.

One messenger to carry papers to Confederate Home, \$2.50 per day.

One messenger to carry papers to Confederate Woman's Home, \$2.50 per day.

Two assistants to Enrolling and Engrossing Clerks, \$5.00 per day each. Not to be appointed until needed.

Ten porters, \$2.50 per day each.

One chief operator for voting machine, \$7.50 per day.

One assistant operator for voting machine, \$5.00 per day.

Be it further resolved, That it shall be the duty of the Speaker, and he is hereby empowered, to dispense with the services of any employe when in his judgment said employe is not further needed or for misconduct of any employe; and, further, he shall have the power to appoint extra help when in his judgment it is needed.

The resolution was read second time and was adopted.

PROVIDING POSTAGE FOR MEMBERS.

Mr. Davis of Dallas offered the following resolution:

Resolved, That each member be allowed \$10 for postage stamps and the Speaker \$15, and the Chief Clerk \$10, the Sergeant-at-Arms \$5.00, the Committee on Contingent Expenses \$5.00 and the Committee on Appropriations \$5.00, to be paid out of the contingent fund of the House.

Resolved, That the post office box rent of the members of the House shall be paid out of the contingent fund of the House, upon approval of the Contingent Expense Committee.

Resolved, That all requisitions for paper and supplies necessary for the preparation of bills, for the enrolling and engrossing rooms, the minute books and blank paper for use of committees, the letterheads, envelopes, etc., to be used by the members or employes of the House to be made under the direction of the Committee on Contingent Expenses.

Resolved, That the Chairman of the

Committee on Contingent Expenses be authorized to rent typewriters for the use of the stenographers and Enrolling Clerk and Engrossing Clerk of the House and to purchase typewriter ribbons, the cost of same to be paid out of the contingent fund of the House.

Resolved, That the Sergeant-at-Arms shall be the custodian of all the stationery and stationery supplies required by the House; that said supplies be obtained and disposed of and accounted for by the Sergeant-at-Arms, as provided by Rule 3, Section 4, of the Rules of the Thirty-third Legislature.

The resolution was read second time and was adopted.

PROVIDING FOR NEWSPAPERS FOR MEMBERS.

Mr. Baker offered the following resolution:

Resolved, That the members of the House be allowed three newspapers per day, the expense of same to be paid out of the contingent fund of the House.

The resolution was read second time and was adopted.

PROVIDING FOR COMMITTEES TO NOTIFY GOVERNOR AND SENATE.

Mr. Bobbitt offered the following resolution:

Resolved. That the Speaker appoint two committees of three members each, one to notify the Governor and the other to notify the Senate that the House is now organized and ready for business.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker appointed the following committees:

To notify the Governor: Messrs. Loftin, Bateman and Pope.

To notify the Senate: Messrs. Farrar, Webb and Barron.

PROVIDING FOR HOUSE JOURNAL.

Mr. Young offered the following resolution:

Resolved by the House of Representatives, That eight hundred copies of the House Journal be printed of the first day, and six hundred each remaining day of the session, one hundred to be delivered to the Senate, two copies to be placed on each member's desk daily, three copies to be delivered to the head of each State Department, seventy-five copies to the State Library, and the remainder to be left with the Sergeant-at-Arms for dis-

tribution under the direction of the Speaker.

The resolution was read second time and was adopted.

HOUSE NOTIFIED.

A committee from the Senate appeared at the bar of the House and, being duly announced, stated that the Senate is now organized and ready for the transaction of business.

APPOINTMENT OF HOUSE PARLIAMENTARIAN.

Speaker Satterwhite announced the appointment of Miss Oveta Culp as House Parliamentarian to succeed Read Granberry, resigned.

Miss Culp then addressed the House.

EMPLOYES OF THE HOUSE.

The Speaker announced the appointment of the following employes of the House:

Speaker's Secretary, Miss Oveta Culp.
Speaker's Stenographer, Miss Maude Nowlin.

Speaker's Page, Langston Smith.
Assistant Sergeant-at-Arms, R. D. Winder.

Assistant Sergeant-at-Arms in Gallery, J. H. Dalby.

Night Watchman, Marshall Harris.
Bookkeeper to Sergeant-at-Arms, J. T. Hamilton.

Page for Sergeant-at-Arms, Jno. D. Rogers.

Warrant Clerk, Mrs. Lillie Gresham.
Mailing Clerk, Mrs. Edna Brewer.
Operator Voting Machine, L. E. Ledbetter.

Page for Mr. Rice, J. H. Cook.
Page for Mr. DeBerry, Luther Howison.

Assistant to Engrossing Clerk, Mrs. Alice Robison.

Assistant to Enrolling Clerk, H. B. Green.

Assistant Journal Clerk, Miss Gussie Evans.

Assistant to Calendar Clerk, Miss Gladys Nichols.

Secretary to Chief Clerk, Miss Louise Snow.

Manager of Stenographers, Asbery A. Callaghan.

Clerk to Committee on Contingent Expenses, Miss Edna Rugel.

Pages—Lewis Kurten, Stanley Spore, Billie Davis, Jesse Hellums, A. F. Nichols, Paul Barnhart, James Wigington, Burck Smith, Allan Roberts, Jr., Lamar

Zivly, Milton Coffey, Benny Crites, Erwin Eilers, Jack Faulkner, Wm. Pruitt, Sam King, Milburn McCarty, Sterling Strong, Sumner Ramsey, Wm. McDannell, Charles Roe, Herschel Boggs (without pay), Hershel Purcell.

Stenographers—Mrs. Cora Bills, Mrs. J. E. Crosby, Miss Ruth Cowie, Mrs. Jack Jackson, Mrs. Norine Nachtrab, Miss Virgie Thorp, Miss Bessie Woods, Mrs. J. Bradley, Miss Bessie Minter, Miss Bess Smartt, Miss Merle M. Booker, Mrs. B. J. Rupert, Miss Annie Mae Gannaway, Mrs. Kathryn Fogle, Mrs. Frances Ethel Henderson, Miss Harriette Maud Eikel, Mrs. Anita Peterson, Mrs. S. H. Sanders, Mrs. Ethel Jean Edney, Miss Myrtis Wilson, Miss Lorna Hatch, Mrs. Daisy Rogers, Miss Frances Agnew, Miss Bernice Spiller, Mrs. L. E. Anderson, Miss Ruth Hey, Miss Josephine Bramlette.

Committee Clerks—Joe Jayne, Lee Signor, Jr., Everett DePuy, J. R. Anderson, P. H. Oglesby, Mrs. Jenny Harges and Mrs. Vivian Crawford.

RECESS.

On motion of Mr. Hall of Harris, the House, at 12:50 o'clock p. m., took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

GOVERNOR NOTIFIED.

The committee appointed to notify the Governor that the House is now organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

SENATE NOTIFIED.

The committee appointed to notify the Senate that the House is now organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

EMPLOYES OF THE HOUSE.

The Speaker announced the appointment of the following employes of the House:

Porters—Will Petit to Speaker, Milton Noble, Sylvester Bright, James Holland, Aaron Jones, Linzie Goodman, Joe

Johnson, Rufus Pope, Earl Sampson, Jack Blocker, Joe Kemble.

Assistant Voting Machine Operator—Charles Marshall.

Messenger to Woman's Confederate Home—D. W. Campbell.

Messenger to Confederate Home—A. W. Mitchell.

(Pending reading of the Governor's message, Mr. Jacks occupied the chair temporarily.)

MESSAGE FROM THE GOVERNOR.

Mrs. Kippy Wallace, Secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

To the Honorable Legislature of the State of Texas, Austin, Texas.

Gentlemen: Under authority conferred on the Governor, on the 26th day of July, 1926, I issued my official proclamation calling your Honorable Body to be convened in special session at the State Capitol in the city of Austin on the 13th day of September, 1926, for the following purposes:

1.

To pass necessary and proper legislation that will validate and legalize State, county, commissioners precinct and special road district bonds or securities whose validity has been brought in question by the decision of any State or Federal courts, or otherwise. And to cure any defects in the issuance of said bonds or securities, or to provide by proper legislation to make said bonds or securities binding and valid debts and obligations of the authority issuing the same.

2.

To make such investigation of any department of the State government that the Legislature may desire to make.

3.

To consider any other subject or matter which may be submitted to said special session by the Governor.

As the Legislature has now convened in obedience to said proclamation, I desire to again emphasize the purposes for which you have been convened and to respectfully urge your careful consideration of the same.

Bond Validation.

As the matter of bond validation was occasioned by the decision of the Su-

preme Court which is known as the Archer County Case, I desire to call attention specially to the fact that whatever legislation may be passed by you must and of the necessity of the case be such legislation as will meet the objections and questions raised by the Supreme Court of the United States in said case. Any law of validation that does not meet the requirements of the decision in the Archer County Case will be of no avail and will not be of any benefit to the credit of the State, which has been impaired as the result of said decision.

Investigation of Departments.

In justice to all parties concerned, I want to call attention to the powers now conferred on the Legislature under said proclamation to investigate any department of the State government. Recently grave charges have been made of irregularities in certain departments of the government that border upon malfeasance and corruption by State officials. If the Legislature is of the opinion that such irregularities have existed or still exist, then in such event I urge a full and fair investigation while the Legislature is in session, and I pledge my full personal and official co-operation to that end and purpose. In view of the partisan discussion that has recently taken place, I trust that the Legislature will take such action as will be in keeping with the best interests of the State. If there has been any official misconduct or corruption, the people have a right to know it. If there has not been any official misconduct or corruption, then the State ought not to bear an unfounded suspicion.

Other Subjects.

I may under the powers of the proclamation submit other subjects for your consideration, but I am not inclined to do so until the matter of bond validation and investigation of the departments shall have had ample opportunity for disposition.

Deficiencies.

Since adjournment of the Regular Session of the Legislature I have found it necessary to grant deficiency appropriations amounting to \$1,536,066.19. An itemized statement is hereto attached for your information. The size of such deficiency appropriations perhaps requires explanation and reason therefor. During the summer of 1925 a dangerous malady known as the foot and mouth

disease broke out among the cattle herds in the territory between Houston and Galveston. The extent and prevalence of said disease at said time and place caused widespread alarm, extending to other states and nations. The National government acted promptly in the premises and put a number of experts, veterinarians and inspectors upon the ground and a plan of co-operation between the Bureau of Animal Industry and our Live Stock Sanitary Commission was soon agreed upon. In accordance with the requirements of the Bureau of Animal Industry and our own Live Stock Sanitary Commission and in accordance with modern thought in dealing with this deadly disease it became necessary to promptly take possession of and kill many thousand head of cattle. In order to exercise this unusual authority it became necessary to make provision for the prompt payment of the value of the cattle killed to the owners. Under the regulations the National government paid one-half and the State paid or was asked to pay the other half. As there was no appropriation available sufficient to take care of this expense I issued deficiency appropriations under approval of the Attorney General to the amount of \$577,000. This item alone constitutes more than one-third of the total of all deficiency appropriations issued. This outbreak of course was a calamity for which no one was directly responsible, but it was a situation which had to be promptly met and I therefore acted in the premises.

Tick Eradication.

By law duly passed at the Regular Session of the Legislature the State entered upon a fixed policy of tick eradication. The amount appropriated by the Legislature was found to be far short of the requirements of such policy and I therefore have issued deficiency appropriations for said purpose to the amount of \$209,000.

West Texas Technological College.

Unexpected growth and increase in attendance made it necessary to grant deficiency appropriations to the West Texas Technological College to the amount of \$123,180.

Expenses of Legislature.

To complete the work and provide for the proper record of the proceeding of the Regular Session of the Legislature I granted a deficiency appropriation of

\$15,900 for the contingent expense fund of the Legislature.

University Summer School.

To supply the needs of the State University for a Summer School I granted a deficiency appropriation of \$100,000 for that purpose.

A. and M. College.

To meet the extra needs of the A. and M. College a deficiency appropriation of \$96,000 was granted.

College of Industrial Arts.

To supply the necessary lights, heat and power to the students of the College of Industrial Arts a deficiency appropriation of \$45,000 was allowed.

Teachers Colleges.

To supply the extra needs of the State Teachers Colleges a deficiency appropriation of \$116,000 was allowed.

Eleemosynary Institutions.

To care for the extra needs of the wards of the State in our different asylums and other institutions a deficiency appropriation of \$204,500 was allowed.

All Other Departments.

To meet the demands of all other departments deficiency appropriations amounting to \$156,486 were allowed.

These items constitute the distribution of this apparently large deficiency appropriation, and in this connection it will not be forgotten that none of these appropriations were allowed until after due and formal application was made for the same by the governing heads of each department and institution and upon their urgent plea for the same declaring an imperative necessity therefor. I trust that the Legislature will make prompt appropriations for the payment of all said deficiency appropriations.

In this connection I am pleased to advise that at the beginning of the fiscal year, September 1, 1926, there was to the credit of the general revenue \$7,514,576.70. The payment of the deficiency appropriations can be made without any inconvenience to the Treasury.

Other Funds.

Previous to my coming into office one L. W. Pierce was indicted in the District Court of Smith County upon the

charge of murder. He gave bond for his appearance and forfeited the same amounting to some \$7500 by non-appearance on the day set for trial. I offered a reward of \$1250 for the arrest and conviction of said defendant. Application was made to me for the remission of the forfeiture of said bond and it was made to appear that it would work great financial loss and hardship upon the bondsmen if they were required to pay the full sum of said bond. It also appeared that the bondsmen had made diligent effort to secure the re-arrest and apprehension of the defendant. I finally agreed to remit the forfeiture of said bond if the bondsmen would deposit the sum of \$2000 to defray the expense in the re-arrest and apprehension of said L. W. Pierce and to pay the reward offered by me upon his final conviction. Said defendant has been re-arrested and tried in the district court and has received a five-year sentence in the penitentiary. His case is now on appeal. Out of said sum coming into my hands I paid the sum of \$552.42 to defray the expense of re-arrest and apprehension of said defendant. There remains now in my hands out of said sum of \$2000 the sum of \$1447.58.

Condition of the State.

The condition of Texas is at present prosperous and gratifying. The farmers have made average crops and many thousands of acres of new land are coming under the plow. The cattle industry again seems to be on the road to decided and marked improvement. Texas bids fair to become the greatest dairy State in the Union. The agricultural value of the 1926 crops will be in round numbers one and a half billion dollars, which divided by a population of five million people will represent a per capita production from the soil of \$300 for every man, woman and child in the State, or \$1500 for the average family of five. Great is Texas. Oil is being discovered in paying quantities in every section of the State. The vast deposits of lignite coal are being used to supply immense power plants costing millions of dollars. Other minerals will yet be found in Texas of great value. The matter of irrigation and reclamation is receiving the attention in different parts of the State in the way of immense investments for said purposes. New railroads are being built in the undeveloped sections of the State. Foreign capital is flowing into Texas by the hundreds of millions of

dollars. Our State Government is functioning in every way toward the end of building and establishing more schools and roads and factories. Our State tax rate has been reduced and the great development that is going on in our State along industrial, educational and scientific lines aided by millions of outside capital shows that the world has its eye on Texas with confidence in our people and our government.

Personal Invitation.

I trust that the labors of the special session will be profitable and harmonious. I desire to tender my full cooperation in the labors of your body. To that end I want to extend a personal

and official invitation to each and every member of the Legislature to visit the Executive Offices for any purpose, official or personal. The campaign has just closed and whether you voted for me or not in the recent election makes no difference. You and I are the public servants of the people and the partisan discussion and the acrimonies of political campaigns should close with the end of the campaign, at least to the extent of permitting the same to in no way interfere with the public service.

I therefore bid each and every member of the Legislature a sincere welcome to the Executive Offices.

Respectfully submitted,
MIRIAM A. FERGUSON,

Governor.

DEFICIENCY APPROPRIATIONS.

| Name. | Date. | Purpose. | Amount. |
|---|----------------|--|------------|
| Industrial Accident Board—G-704... | May 18, 1925 | Books, stationery, office supplies..... | \$ 500.00 |
| Industrial Accident Board—G-705... | May 18, 1925 | Employment, physicians' expenses..... | 300.00 |
| Industrial Accident Board—H-762... | Mar. 5, 1926 | Books, stationery and printing..... | 1,200.00 |
| Industrial Accident Board—H-766... | Mar. 5, 1926 | Postage, box rent, telegraph..... | 300.00 |
| Comptroller's Department—G-529... | May 26, 1925 | Special auditors..... | 2,000.00 |
| Comptroller's Department—H-591... | Feb. 23, 1926 | Traveling expenses..... | 10,000.00 |
| Comptroller's Department..... | Aug. 25, 1926 | Traveling expenses..... | 500.00 |
| Comptroller's Department—G-528... | May 26, 1925 | Postage, telephone, telegraph, ice, etc..... | 2,500.00 |
| Court of Criminal Appeals—G-107... | June 6, 1925 | Furniture, typewriters, etc..... | 175.00 |
| Attorney General—G-381..... | July 8, 1925 | Typewriters, postage, telephone, telegraph and contingent..... | 600.00 |
| Education Department—G-423..... | July 15, 1925 | Expenses Textbook Commission..... | 1,000.00 |
| Education Department—G-422..... | Aug. 28, 1925 | Printing..... | 2,500.00 |
| General Land Office—G-803..... | Aug. 20, 1925 | Blue print..... | 500.00 |
| General Land Office—G-799..... | Aug. 20, 1925 | Postage, stationery..... | 600.00 |
| Live Stock Sanitary Commission—H-823..... | Nov. 13, 1925 | State Veterinary Assistants..... | 36,000.00 |
| Live Stock Sanitary Commission—H-825..... | Nov. 13, 1925 | Investigation of diseases..... | 215,000.00 |
| Live Stock Sanitary Commission—H-828..... | Nov. 13, 1925 | Office maintenance..... | 1,000.00 |
| Live Stock Sanitary Commission—G-860½..... | Nov. 13, 1925 | Destruction of live stock..... | 300,000.00 |
| Live Stock Sanitary Commission—G-860½..... | Aug. 21, 1926 | Destruction of live stock..... | 35,000.00 |
| Live Stock Sanitary Commission—H-818..... | Dec. 28, 1925 | Inspectors, December salary..... | 22,500.00 |
| Live Stock Sanitary Commission—H-818..... | Jan. 21, 1926 | Inspectors, January salary..... | 22,500.00 |
| Live Stock Sanitary Commission—H-818..... | Feb. 23, 1926 | Inspectors, February salary..... | 22,500.00 |
| Live Stock Sanitary Commission—H-818..... | Mar. 11, 1926 | Inspectors, March salary..... | 23,500.00 |
| Live Stock Sanitary Commission—H-818..... | April 9, 1926 | Inspectors, April salary..... | 23,500.00 |
| Live Stock Sanitary Commission—H-818..... | May 3, 1926 | Inspectors, May salary..... | 24,000.00 |
| Live Stock Sanitary Commission—H-818..... | June 14, 1926 | Inspectors, June salary..... | 24,500.00 |
| Live Stock Sanitary Commission—H-818..... | July 19, 1926 | Inspectors, July salary..... | 24,500.00 |
| Live Stock Sanitary Commission—H-818..... | Aug. 4, 1926 | Inspectors, August salary..... | 24,500.00 |
| Commission of Appeals—H-1121..... | Oct. 31, 1925 | Stenographer..... | 1,791.66 |
| Fire Insurance Commission—H-699... | April 14, 1926 | Postage, box rent..... | 1,500.00 |
| Health Department—H-507..... | April 27, 1926 | Postage..... | 200.00 |
| Health Department—H-506..... | April 27, 1926 | Printing publications..... | 100.00 |
| Health Department—H-509..... | April 27, 1926 | Telephone and telegraph..... | 200.00 |
| Health Department—H-525..... | April 27, 1926 | Traveling expenses..... | 200.00 |
| Health Department—H-526..... | April 27, 1926 | Traveling expense (Main Division)..... | 300.00 |
| Health Department—H-528..... | April 27, 1926 | Postage, box rent, etc..... | 500.00 |
| Health Department—H-530..... | April 27, 1926 | Contingent fund..... | 2,000.00 |
| Health Department—H-536..... | April 27, 1926 | Printing, filing cases..... | 300.00 |
| Health Department—H-537..... | April 27, 1926 | Stamps, telephone, telegraph..... | 200.00 |
| Health Department—H-539..... | April 27, 1926 | Supplies..... | 500.00 |
| Health Department—H-540..... | April 27, 1926 | Malaria control..... | 2,500.00 |
| Health Department—H-541..... | April 27, 1926 | Telephone and telegraph..... | 300.00 |
| Thirtieth-ninth Legislature—G-1151... | July 21, 1925 | Contingent expenses..... | 15,915.76 |
| State's Attorney—H-1107..... | May 28, 1926 | Postage, telegraph..... | 50.00 |
| Court of Civil Appeals, 11th District—H-1086..... | May 26, 1926 | Record books, etc..... | 900.00 |
| Board of Pardons—H-538..... | Aug. 31, 1926 | Contingent..... | 70.00 |
| Board of Water Engineers—H-551... | July 6, 1926 | Stream measurement..... | 1,000.00 |
| Texas Technological College—H-98½... | Nov. 10, 1925 | Contingent..... | 68,180.00 |
| Texas Technological College—H-97... | Nov. 10, 1925 | Department maintenance, contingent..... | 5,000.00 |
| Texas Technological College—H-97½... | April 19, 1926 | Fuel and light..... | 2,000.00 |
| Texas Technological College—H-98½... | April 19, 1926 | Contingent..... | 23,000.00 |
| Texas Technological College—H-97... | April 19, 1926 | Department maintenance..... | 25,000.00 |
| North Texas State Teachers College—H-65..... | June 12, 1925 | Salaries..... | 5,000.00 |
| North Texas State Teachers College—H-4..... | Feb. 3, 1926 | Repairs, improvements, replacement..... | 35,600.00 |

DEFICIENCY APPROPRIATIONS—Continued.

| Name. | Date. | Purpose. | Amount. |
|--|---------------|-------------------------------------|-------------|
| Southwest Texas State Teachers College—H-8. | Feb. 3, 1926 | Contingent. | \$ 5,000.00 |
| Southwest Texas State Teachers College—H-9. | Feb. 3, 1926 | Fuel, water. | 1,500.00 |
| West Texas State Teachers College—H-22. | Feb. 3, 1926 | Repairs, improvements, equipment. | 11,775.00 |
| West Texas State Teachers College—H-21. | Feb. 3, 1926 | Fuel, light, heat, power. | 1,500.00 |
| Stephen F. Austin State Teachers College—H-11. | Feb. 15, 1926 | Summer school. | 11,600.00 |
| University of Texas—H-32. | Feb. 25, 1926 | Contingent. | 100,000.00 |
| West Texas State Teachers College—H-20. | Mar. 8, 1926 | Contingent. | 7,500.00 |
| South Texas State Teachers College—H-14. | Mar. 16, 1926 | Contingent fund. | 25,000.00 |
| Sam Houston State Teachers College—H-25. | Mar. 19, 1926 | Improvements and repairs. | 8,000.00 |
| West Texas State Teachers College—H-21. | May 12, 1926 | Fuel, light, heat, power. | 4,000.00 |
| A. and M. College—H-41. | May 12, 1926 | Dairy Husbandry. | 12,000.00 |
| A. and M. College—H-42. | May 12, 1926 | Repairs, etc. | 41,000.00 |
| John Tarleton Agricultural College—H-79. | May 12, 1926 | Fuel, light, water. | 5,000.00 |
| North Texas Agricultural College—H-84. | May 12, 1926 | Light, heat, water, power. | 2,708.77 |
| Prairie View State Normal and Industrial College—H-88. | May 12, 1926 | Repairs and remodeling of building. | 36,000.00 |
| College of Industrial Arts—H-93. | July 6, 1926 | Light, heat and power. | 45,000.00 |
| State Tuberculosis Sanatorium—G-1022. | July 9, 1925 | Support and maintenance. | 16,000.00 |
| Confederate Home—H-125. | April 6, 1926 | Repairs, etc. | 17,000.00 |
| Girls' Training School—H-196. | May 21, 1926 | Repairs. | 22,000.00 |
| Girls' Training School—H-193. | May 21, 1926 | Support and maintenance. | 3,000.00 |
| State Tuberculosis Sanatorium—H-322. | May 27, 1926 | Support and maintenance. | 15,000.00 |
| Wichita Falls State Hospital—H-234. | June 4, 1926 | General repairs, etc. | 45,500.00 |
| Wichita Falls State Hospital—H-228. | Aug. 30, 1926 | Support and maintenance. | 4,000.00 |
| State Orphans Home—H-313. | June 4, 1926 | General repairs. | 30,000.00 |
| Austin State Hospital—H-277. | June 19, 1926 | Support and maintenance. | 32,000.00 |
| State Juvenile Training School—H-263. | July 13, 1926 | Support and maintenance. | 20,000.00 |

COMMUNICATION FROM HON. R. B. STEVENS.

The Speaker laid before the House, and had read, the following communication:

El Paso, Texas, September 11, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives, Austin, Texas.

Dear Mr. Satterwhite: As you have no doubt heard, I have been seriously ill for several months and will not be able to attend the present session of the Legislature. While my condition has improved, I am yet very weak and feel that it would be too much of a tax on my strength to stand the trip to Austin and perform the duties of the office.

I regret exceedingly that I will not be able to attend this special session and ask that you convey my best wishes to the members of the House and my sincere regret in not being able to be with them during this session, which will probably be my last opportunity to render service in the Legislature.

Sincerely your friend,

R. B. STEVENS,

Representative, Eighty-ninth District, Place 2.

On motion of Mr. Poole, Mr. Stevens was excused for the remainder of the session on account of illness.

ADJOURNMENT.

On motion of Mr. Hall of Harris, the House, at 3:00 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

In Memory
of
Hon. Hubert S. McNatt

Mr. Kemble offered the following resolution:

Whereas, Hon. Hubert S. McNatt did depart this life on September 9, A. D. 1926; and

Whereas, Mr. McNatt served as a member of the Thirty-eighth Legislature and was one of the outstanding proponents of justice and fair dealing, and was revered and admired by all who knew him for his clear thinking and upright conduct; and

Whereas, He was re-elected to the Thirty-ninth Legislature and served during the regular session as a true statesman and gentleman, and by virtue of his experience as a banker and as a business man he was in a position to, and did, render to his colleagues valuable advice in their capacities as representatives of the people of the State of Texas; and

Whereas, By virtue of his public and private life, he has rendered to his people great service and has done his part nobly in making this world a better place in which to live. Now, therefore, be it

Resolved, That the House of Representatives of the Thirty-ninth Legislature, at its First Called Session, express its regret at the loss of such a distinguished and useful citizen of Texas by spreading this resolution upon a page of the House Journal and adjourning the House to honor the passing of the Hon. Hubert S. McNatt, and that the Chief Clerk of the House be instructed to send a copy of this resolution to the family of the deceased.

KEMBLE
LIPSCOMB,
ROWLAND,
JORDAN.

The resolution was read second time and was adopted by a rising vote.

In Memory
of
Hon. S. S. Baker

Mr. Wallace of Panola offered the following resolution:

Whereas, It has become known to this House that since the adjournment of the Thirty-ninth Legislature the Hon. S. S. Baker of Carthage, Panola county, has been called from his labors here to his reward in the beyond; and

Whereas, Mr. Baker was a member of the Thirty-first, Thirty-second, Thirty-third and Thirty-ninth Legislatures and served his State with distinction and was a representative of his people whose memory they will revere; therefore, be it

Resolved, That we extend to his family, the people of Panola county, and Texas our appreciation of his service while he lived and sympathy to his loved ones on his departure.

Resolved, That when the House adjourns today it shall be out of respect to his memory, and that the Chief Clerk of the House furnish a copy of this resolution to his family, and a page of the Journal be set aside to his memory.

WALLACE of Panola,

WALLACE of Freestone.

The resolution was read second time and was adopted by a rising vote.

In Memory
of
Mr. John Sneed

Mr. Purl offered the following resolution:

On Saturday night, September 11, 1926, in Dallas, Texas, the busy, efficient, useful life of John Sneed came as peacefully to its close as the darkness fades into the dawn.

He was for years associated as the representative of the Dallas News with the legislative and political history of Texas. He was a writer of rare charm and outstanding ability; his integrity was unquestionable; he never prostituted his brilliant talents to any unworthy end; his judgment upon men and public affairs was well-nigh unerring.

He was a gentleman by birth, breeding and education. He had imbibed all the splendid social and political traditions of his native South and his devotion to the lofty ideals of the land of his birth were reflected in his daily life. He gave his unreserved allegiance to the teaching and exalted ideals of that Great Apostolic Church—the Protestant Episcopal—of which he was a member and bowed an humble worshiper at the foot of that cross where he found peace like the lowliest and loftiest of the children of man.

We, the signers hereof, request that this memorial be entered in the Journal of the House, and that the Clerk forward a copy thereof to the widow of the splendid gentleman whose worthy memory it will serve to commemorate.

The members of the press of Texas who deemed it an honor and a privilege to serve with Mr. Sneed during the sessions of the Texas Legislature will miss him the same as the members of this House, and though unable to sign this resolution (for legal causes) they join in spirit along with members of the House in attesting to the sterling character of Mr. Sneed.

PURL,
JACKS,
RAWLINS,
STRONG,
IRWIN,
DAVIS of Dallas.

The resolution was read second time and was adopted unanimously.